

**Docket No.:** 08-0371  
**Bench Date:** 06/23/10  
**Deadline:** N/A

## **M E M O R A N D U M**

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**TO:** The Commission

**FROM:** Larry Jones, Administrative Law Judge

**DATE:** June 11, 2010

**SUBJECT:** Central Illinois Public Service Company d/b/a AmerenCIPS  
("CIPS")  
-vs-  
Southern Illinois Electric Cooperative ("SIEC")  
  
Verified Complaint for Exclusive Service Rights pursuant to  
the Electric Supplier Act.

**RECOMMENDATION:** Entry of the attached order authorizing SIEC to serve the  
property in question as recommended in a Stipulation filed  
by CIPS and SIEC.

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SIEC is an electric cooperative. Pursuant to Section 6 of the Electric Supplier Act ("ESA"), SIEC and CIPS entered into a service area agreement, dated February 27, 1970 ("Agreement" or "1970 Agreement"), which was approved by the Commission. By means of boundary lines established therein, the Agreement defined and delineated the service areas in which CIPS and SIEC are entitled to furnish electric service in portions of Union County.

A customer on the CIPS side of the boundary line, Homer Cissell, applied for electric service from SIEC which triggered the filing of a complaint by CIPS in the instant proceeding.

Eventually CIPS and SIEC resolved their differences, as reflected in a Stipulation. They agree that SIEC should be allowed to serve the Cissell property because it is located within the J.J. Boyd farm premises which SIEC retained "grandfather rights" to serve at the time the 1970 Agreement was reached.

The attached order would find that SIEC is authorized to serve the Cissell property as recommended by, and for the reasons provided by, CIPS and SIEC.

LMJ/lw